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Customer No.: 28960

In re Application of: James L. Hobart et al.
Serial No.: 09/018,104
Filed: February 3, 1998
Entitled: DUAL MODE LASER DELIVERY SYSTEM PROVIDING CONTROLLABLE DEPTH OF TISSUE
ABLATION AND CORRESPONDING CONTROLLABLE DEPTH OF COAGULATION
Group Art Unit: 3739
Examiner Name: Shay, D.

#40RCE

MAIL STOP RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**REQUEST FOR CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Sir:

This is a Request for a Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application.

CERTIFICATION UNDER 37 CFR § 1.08

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to : Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, Mail Stop RCE, November 28, 2003.

Junifel Pak
(Name of Person Mailing Paper)

Signature

1. Submission required under C.F.R. § 1.114

a. _____ Previously submitted

- i. _____ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____.
(Any unentered amendment(s) referred to above will be entered)
- ii. _____ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.
- iii. _____ Other _____.

b. Enclosed

- i. Preliminary Amendment
- ii. _____ Affidavit(s)/Declaration(s)
- iii. _____ Information Disclosure Statement (IDS)
- iv. Other Request for One Month Extension of Time

11/28/2003 EFLORES 00000004 05018104

REC:2801

\$385.00 US

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DEC 04 2003

2. Miscellaneous

TECHNOLOGY CENTER R3700

a. _____ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months.
(Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

b. _____ Other _____.

3. Applicant is entitled to small entity status

4. **Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. The Director is hereby authorized to charge the following fees, or credit any overpayments to Deposit Account No.: 08-1275

- i. RCE fee required under 37 C.F.R. § 1.17(e)
- ii. Extension of time fee (37 C.F.R. § 1.136 and 1.17)
- iii. _____ Other _____

b. Check in the amount of \$440.00 (\$385.00 to cover the Request for Continued Examination Filing fee plus \$55.00 extension of time fee) enclosed

c. _____ Payment by credit card (form PTO-2038 enclosed)

5. Return Receipt Postcard

Dated: Nov. 28, 2003

By: Jonathan O. Owens
Name: Jonathan O. Owens
Registration No.: 37,902